

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Riker, Ronald D.
For : SIGNPOST FORMED OF RECYCLED MATERIAL
U.S. Serial No.: 10/723,968
Filed: November 26, 2003
Group Art Unit: 3671
Examiner: Alexandra Pechhold
Conf. No.: 9513

MAIL STOP
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

COMMENT ON NOTICE OF ALLOWANCE UNDER 37 C. F. R. § 1.104

Dear Sir:

In response to the Notice of Allowance mailed November 8, 2006, please enter the following remarks:

The “Amendment F” filed September 25, 2006 contained the following partially inaccurate statement:

The claimed invention is coextruded, which results in a structure that is continuous in mechanical properties along its length (except at the ends, where holes and fasteners may be used to secure the post to signs and the like).

Amendment F, page 2, second paragraph of Remarks. The underlined portion is accurate in the sense that dependent claims 7 and 13 and independent claim 16 recite that the

invention is “coextruded.” Nevertheless, it is inaccurate considering the remaining allowed claims do not specify that the invention is coextruded, but rather “continuous,” which is the result of the coextrusion process, but without reciting how the result is achieved. If there are other means of obtaining the claimed continuity, such means or methods would be within the scope of claims 1-6 and 8-12.

Applicant is reasonably sure Examiner was guided by the language of the claims rather than the single inaccurate statement referenced above in allowing the claims.

Respectfully submitted,

Date: November 28, 2006

/mdp/
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